



February 6, 2009

HOUSE BILL No. 1418

DIGEST OF HB 1418 (Updated February 4, 2009 11:37 am - DI 109)

Citations Affected: IC 20-43; noncode.

Synopsis: K-12 student enrollment counts. Requires the department of education to count student enrollment or average daily membership (ADM) in school corporations on the first school day in December. Requires the department to use the average of two ADM counts for purposes of state tuition support.

Effective: July 1, 2009.

Smith V

January 13, 2009, read first time and referred to Committee on Education.
February 5, 2009, reported — Do Pass.

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HB 1418—LS 6214/DI 58+



February 6, 2009

First Regular Session 116th General Assembly (2009)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2008 Regular Session of the General Assembly.

HOUSE BILL No. 1418

A BILL FOR AN ACT to amend the Indiana Code concerning education.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 20-43-1-7, AS ADDED BY P.L.2-2006, SECTION
2 166, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2009]: Sec. 7. "ADM of the previous year" means the ~~initial~~ **average**
4 computed ADM for the school year ending in the preceding calendar
5 year.
6 SECTION 2. IC 20-43-1-10, AS ADDED BY P.L.2-2006,
7 SECTION 166, IS AMENDED TO READ AS FOLLOWS
8 [EFFECTIVE JULY 1, 2009]: Sec. 10. "Current ADM" means the
9 ~~initial~~ **average** computed ADM for the school year ending in the
10 calendar year.
11 SECTION 3. IC 20-43-4-2, AS ADDED BY P.L.2-2006, SECTION
12 166, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY
13 1, 2009]: Sec. 2. A school corporation's ADM is the number of eligible
14 pupils enrolled in:
15 (1) the school corporation; or
16 (2) a transferee corporation;
17 ~~on a day to be fixed annually by the state board as determined under~~

HB 1418—LS 6214/DI 58+



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1 **section 3 of this chapter** and as subsequently adjusted not later than
 2 January 30 under the rules adopted by the state board.

3 SECTION 4. IC 20-43-4-3, AS ADDED BY P.L.2-2006, SECTION
 4 166, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY
 5 1, 2009]: Sec. 3. The initial day of the ADM count must fall within the
 6 first thirty (30) days of the school year **on a day to be fixed annually**
 7 **by the state board. A second count shall be taken on the first school**
 8 **day in December. An average ADM shall be computed using these**
 9 **two (2) counts and used for purposes of this article.** However, if
 10 extreme patterns of:

- 11 (1) student in-migration;
- 12 (2) illness;
- 13 (3) natural disaster; or
- 14 (4) other unusual conditions in a particular school corporation's
- 15 enrollment;

16 on either ~~the day fixed by the state board or on the subsequent~~
 17 ~~adjustment date, of these days~~ cause the enrollment to be
 18 unrepresentative of the school corporation's enrollment throughout a
 19 school year, the state board may designate ~~another day~~ **one (1) or two**
 20 **(2) other days** for determining the school corporation's enrollment and
 21 **average computed ADM.**

22 SECTION 5. [EFFECTIVE JULY 1, 2009] (a) **For purposes of**
 23 **state tuition support for 2010 and notwithstanding IC 20-43-1-7, as**
 24 **amended by this act, if only an initial ADM count was taken for a**
 25 **school corporation for the school year ending in 2009, the**
 26 **department of education may use the initial count as the ADM of**
 27 **the previous year for the school corporation.**

28 (b) This SECTION expires December 31, 2010.

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Education, to which was referred House Bill 1418, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

OXLEY, Chair

Committee Vote: yeas 11, nays 0.

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